

2010 AUG 26 AM 10:22

Docket No.: 0020-5615PUS1
(Patent)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of:
Masaya TANAKA

Application No.: 10/519,941 Confirmation No.: 5052
Filed: December 29, 2004 Art Unit: 3771
For: CARBON DIOXIDE EXTERNAL
ADMINISTRATION DEVICE Examiner:

REQUEST FOR REFUND

MS 16
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I. **REFUND REQUEST**

This is a request for a refund with respect to the charge to Deposit Account No. 02-2448
shown on the statement for the month of August 2010 for the above-identified

application patent
 A copy of the monthly statement is enclosed.

II. FEES CHARGED FOR WHICH REFUND REQUESTED

	AMOUNT OF REFUND REQUESTED
<input checked="" type="checkbox"/> Filing fee for Request for Continued Examination (RCE)	405.00
TOTAL REFUND REQUESTED	\$405.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

Applicant's representative inadvertently paid the USPTO filing fee for Request for Continued Examination (RCE) as large entity on August 13, 2010 in connection with the above-identified application. Applicant established small entity status on October 6, 2008 in the USPTO.

IV. REFUND OF 50% OF FEES

- enclosing a copy of the written Assertion of Small Entity Status
- filed herewith
- filed on October 6, 2008.

V. MANNER OF REFUND

It is respectfully requested that the excess fee of \$405.00 be credited to Deposit Account No. 02-2448.

VI. REMARKS

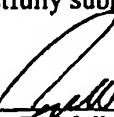
Pursuant to 37 C.F.R. § 1.28(a), applicants hereby request a refund of 50% of the Filing Fee. Small entity status has been established by the filing of a written assertion/statement on October 6, 2008.

Small entity applicants may file the necessary Statement within three (3) months of the date of payment of any particular fee and request a refund. The present application qualifies for the reduced fees as implemented by the U.S. Patent and Trademark Office on October 1, 1982, and further amended on January 20, 1983 and September 8, 2000.

Favorable action on the present Request is respectfully requested.

Dated: August 25, 2010

Respectfully submitted,

By 
Andrew D. Meikle
Registration No.: 32868
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Attachment

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United States Patent and Trademark Office

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BIRCH, STEWART, KOLASCH & BIRCH, LLP Aug 2010 Deposit Account Reconciliation

Date	Reference Number	Docket Number	PTO Fee Code	BSKB Cost Code	Other Fee
18-Aug	10519941	0020-5615PUS1	1801	DF	\$810.00

Docket No.: 0020-5615PUS1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Masaya TANAKA

Application No.: 10/519,941

Confirmation No.: 5052

Filed: December 29, 2004

Art Unit: 1614

For: **CARBON DIOXIDE EXTERNAL
ADMINISTRATION DEVICE**

Examiner: C. T. Ostrup

ASSERTION OF SMALL ENTITY STATUS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-identified application qualifies for small entity status. This written assertion of small entity status should satisfy the requirements of 37 C.F.R. § 1.27.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Dated: Oct 6, 2008

Respectfully submitted,

By 
Andrew D. Melkle

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Electronic Patent Application Fee Transmittal

Application Number:	10519941				
Filing Date:	29-Dec-2004				
<p>Adjustment date: 09/01/2010 SDIRETA1 08/16/2010 INTEFSH 00002856 022448 10519941 01 FC: 801 810.00 CR</p> <p>09/01/2010 SDIRETA1 00000002 022448 10519941 01 FC: 2801 405.00 DA</p>					
Title of Invention:	Carbon dioxide external administration device				
First Named Inventor/Applicant Name:	Masaya Tanaka				
Filer:	Andrew Duff Meikle/Melody Odger				
Attorney Docket Number:	0020-5615PUS1				
Filed as Large Entity					
U.S. National Stage under 35 USC 371 Filing Fees					
Description		Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:					
Pages:					
Claims:					
Miscellaneous-Filing:					
Petition:					
Patent-Appeals-and-Interference:					
Post-Allowance-and-Post-Issuance:					
Extension-of-Time:					

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous:				
Request for continued examination	1801	1	810	810
Total in USD (\$)				810